

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

DAVID N. VOLKMANN,

Plaintiff,

v.

WISCONSIN LABORERS HEALTH
FUND,

Defendant.

ORDER

08-cv-325-bbc

Plaintiff David N. Volkmann has filed a motion for protective order in response to a notice of deposition duces tecum served on him on February 16, 2009. The plaintiff says that it would be inconvenient for him to appear for a deposition at the date, time and place set by defendant. However, plaintiff does not say that he has made any effort to consult with defendant to arrange for a more convenient time, place or date. Until he does that, it would be premature to address his motion for a protective order. However, I note that, as the plaintiff in this case, he is obligated to make himself available for a deposition at a time and

place convenient for defendant's counsel.

Entered this 20th day of February, 2009.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge